

## **§ 3513.220**

state the reason(s) for deviating from the government wide policy in Executive Order 12549.

(b) An exception granted by one agency for an excluded person does not extend to the covered transactions of another agency.

### **Subpart B—Covered Transactions**

#### **§ 3513.220 What contracts and sub-contracts, in addition to those listed in 2 CFR 180.220, are covered transactions?**

Although the OMB guidance at 2 CFR 180.220(c) allows a Federal agency to do so (also see optional lower tier coverage in the figure in the appendix to 2 CFR part 180), Ex-Im Bank does not extend coverage of nonprocurement suspension and debarment requirements beyond first-tier procurement under a covered nonprocurement transaction.

### **Subpart C—Responsibilities of Participants Regarding Transactions**

#### **§ 3513.332ca What methods must I use to pass requirements down to participants at lower tiers with whom I intend to do business?**

To communicate the requirements, you must include a term or condition

## **2 CFR Ch. XXXV (1–1–09 Edition)**

in the transaction requiring the participants' compliance with subpart C of this part and requiring them to include a similar term or condition in lower-tiered covered transactions.

### **Subpart D—Responsibilities of Federal Agency Officials Regarding Transactions**

#### **§ 3513.437 What method do I use to communicate to a participant the requirements described in the OMB guidance at 2 CFR 180.435?**

To communicate to a participant the requirements described in 2 CFR 180.435 of the OMB guidance, you must include a term or condition in the transaction that requires the participant's compliance with subpart C of 2 CFR part 180, as supplemented by subpart C of this part, and requires the participant to include a similar term or condition in lower-tier covered transactions.

### **Subparts E–J [Reserved]**